

GENERAL INDEX

The Solicitors' Journal

INDEX AND STATUTES

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GENERAL INDEX

The following abbreviations are used in the General Index : A. (Articles not otherwise classified) ; C.C.L. (County Court Letter) ; Corres. (Correspondence) ; F. (Family Law) ; L.T. (Landlord and Tenant Notebook) ; M. (Miscellaneous) ; P.N. (Practice Notes) ; P.P. (Property Practice) ; T. (Current Topics).

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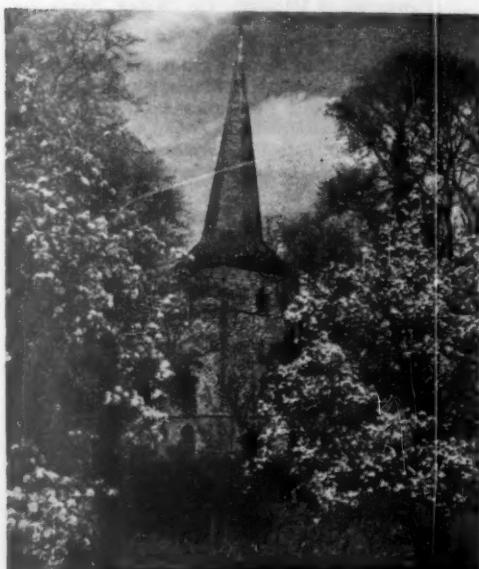
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Name and arms clause : validity [*In re Howard's Will Trusts* (Ch. D.)], 347.

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STATUTES

ENACTED IN PARLIAMENT, 1961 (JANUARY TO JUNE)

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CHAPTER 7

CONSOLIDATED FUND ACT, 1961

An Act to apply a sum out of the Consolidated Fund to the service of the year ending on the thirty-first day of March, one thousand nine hundred and sixty-one.

[2nd March, 1961.]

CHAPTER 8

ELECTRICITY (AMENDMENT) ACT, 1961

An Act to empower the Central Electricity Generating Board to produce radioactive material in a nuclear reactor at any of the Board's generating stations for sale or supply to other persons, and to sell or supply radioactive material produced in any such reactor ; and for purposes connected therewith.

[2nd March, 1961.]

CHAPTER 9

AGRICULTURAL RESEARCH, ETC. (PENSIONS) ACT, 1961

An Act to provide for contributory pension schemes in respect of persons employed at certain agricultural institutions and colleges financed wholly or partly out of public funds.

[2nd March, 1961.]

CHAPTER 10
OVERSEAS SERVICE ACT, 1961

An Act to authorise the Secretary of State to contribute to the expenses incurred in connection with the employment of persons in the public services of overseas territories or in respect of compensation paid to persons who are or have been employed in those services.

[2nd March, 1961.]

CHAPTER 11

DIPLOMATIC IMMUNITIES (CONFERENCES WITH COMMONWEALTH COUNTRIES AND REPUBLIC OF IRELAND) ACT, 1961

An Act to provide for conferring certain immunities on representatives of Governments of Commonwealth countries and the Republic of Ireland attending conferences in the United Kingdom and on their staffs.

[2nd March, 1961.]

CHAPTER 12

CONSOLIDATED FUND (No. 2) ACT, 1961

An Act to apply certain sums out of the Consolidated Fund to the service of the years ending on the thirty-first day of March, one thousand nine hundred and sixty-one, one thousand nine hundred and sixty-one and one thousand nine hundred and sixty-two.

[28th March, 1961.]

CHAPTER 13

NATIONAL HEALTH SERVICE CONTRIBUTIONS ACT, 1961

An Act to increase the rates of national health service contributions and to amend the National Health Service Contributions Act, 1957, and for purposes connected therewith.

[28th March, 1961.]

CHAPTER 14

NURSES (AMENDMENT) ACT, 1961

An Act to amend the law relating to nurses for the sick.

[28th March, 1961.]

CHAPTER 15

POST OFFICE ACT, 1961

An Act to reorganise the financial arrangements of the Post Office; to amend the Post Office Act, 1953, and the Stamp Duties Management, Act, 1891; and for purposes connected with the matters aforesaid.
[28th March, 1961.]

CHAPTER 16

SIERRA LEONE INDEPENDENCE ACT, 1961

An Act to make provision for, and in connection with, the attainment by Sierra Leone of fully responsible status within the Commonwealth.
[28th March, 1961.]

CHAPTER 17

BETTING LEVY ACT, 1961

An Act to provide for contributions for purposes connected with the advancement of horse racing from persons engaged by way of business in effecting betting transactions on horse races; and for connected purposes.
[28th March, 1961.]

CHAPTER 18

WHITE FISH AND HERRING INDUSTRIES ACT, 1961

An Act to make further provision for financial assistance for the white fish and herring industries (including advances to the White Fish Authority).
[9th May, 1961.]

CHAPTER 19

NATIONAL HEALTH SERVICE ACT, 1961

An Act to make further provision with respect to charges for the provision of dental and optical appliances and dental services under the National Health Service.
[9th May, 1961.]

CHAPTER 20

HOME SAFETY ACT, 1961

An Act to enable certain local authorities in England and Wales to promote safety in the home and to make contributions to voluntary organisations whose activities consist of or include the promotion of safety in the home.
[18th May, 1961.]

CHAPTER 21

OATHS ACT, 1961

An Act to amend the law as to oaths.
[18th May, 1961.]

CHAPTER 22

RESTRICTION OF OFFENSIVE WEAPONS ACT, 1961

An Act to amend the law in relation to the exposure and possession for the purpose of sale or hire, and to the importation, of flick knives and other dangerous weapons.
[18th May, 1961.]

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CHAPTER 30**DEPARTMENT OF TECHNICAL CO-OPERATION
ACT, 1961**

An Act to provide for the establishment of a Department of Technical Co-operation under the charge of a Minister of the Crown.

[22nd June, 1961.]

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[22nd June, 1961.]

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The following abbreviations are used in the General Index: A. (Articles not otherwise classified); C.C.L. (County Court Letter); Corres. (Correspondence); L.T. (Landlord and Tenant Notebook); M. (Miscellaneous); P.N. (Practice Notes); P.P. (Property Practice); T. (Current Topics).

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Divorce : ancillary relief : prayer for : answer claiming no matrimonial relief and no prayer for maintenance : subsequent application for maintenance : whether leave required : "relief" [G v. G (otherwise H) (P.D.A.)], 590.

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Divorce : discretion : failure to pray for exercise : failure to disclose petitioner's adultery : summons after decree nisi to show cause why leave to amend should not be granted : possible effect of refusal of application where no intervention [Weeks v. Weeks (P.D.A.)], 890.

Divorce : evidence : contents of memorandum of appearance amounting to admission of adultery by co-respondent [Pidduck v. Pidduck and Limbrick (P.D.A.)], 632.

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Divorce : foreign divorce : validity : Muslim ceremony of renunciation : valid by law of domicile : whether valid to dissolve marriage in Scotland [Soegito v. Soegito (P.D.A.)], 725.

Divorce : injunction : decree nisi : jurisdiction : decree nisi granted but not made absolute : application to restrain husband from entering matrimonial home [Cook v. Cook (P.D.A.)], 685.

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Divorce : insanity : incurable unsoundness of mind : husband discharged from hospital as well enough to leave if drugs taken [Webb v. Webb (P.D.A.)], 709.

Divorce : insanity : incurable unsoundness of mind : standard of proof [Greer v. Greer (P.D.A.)], 1011.

Divorce : judge, conduct of : observations by judge in favour of husband : refusal by wife to continue to take part in hearing : whether grounds for rehearing [Brassington v. Brassington (C.A.)], 910.

Divorce : practice : petition to refer to child born as result of wife's adultery : court to be satisfied as to arrangements for care and upbringing [Roper v. Roper (P.D.A.)], 650.

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Nullity : presumption of death : disappearance of wife's first husband : petition for nullity by second husband : whether death presumed [Bennett v. Bennett (C.A.)], 885.

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Landlord and tenant (continued):

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Duty of care: careless misstatement: architect's careless instruction to bricklayer: injury to bricklayer: absence of contractual relationship: liability [Clayton v. Woodman & Son (Builders), Ltd. (Q.B.D.)], 889.

Duty of care: child, injury by: land adjoining highway: football kicked on to highway: motor-cyclist fatally injured: liability of occupier [Hilder v. Associated Portland Cement Manufacturers, Ltd. (Q.B.D.)], 725.

Duty of care: railway, passenger on: porter injured by open train door: whether duty owed by passenger to railway staff [Booker v. Wenborn (C.A.)], 1125.

Employment: unnecessary dangers: workman's death from over-inhalation of trichlorethylene fumes: addiction acquired elsewhere: whether duty to dismiss [Jones v. Lionite Specialities (Cardiff), Ltd. (C.A.)], 1082.

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Pleadings: failure to prove case as pleaded: judgment for plaintiff on different basis: injury in course of employment: plaintiff's evidence that three men employed: judge's finding of one-man operation [Pentony v. Air Ministry (C.A.)], 1007.

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Pleadings: statement of claim: delivered during long vacation without direction of court: effect [MacFoy v. United Africa Co., Ltd. (P.C.)], 1067.

Pleadings: striking out: action to set aside judgment obtained under R.S.C., Ord. 14A: whether "judgment by default" [Dsane v. Hagan (Ch. D.)], 723.

Summary procedure under Ord. 14: conditional leave to defend: relaxation of strict rule of unconditional leave if triable issue: imposition of conditions [Fieldrank, Ltd. v. E. Stein (C.A.)], 748.

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Nuisance: action by local authority for abatement: capacity to sue: being "of opinion that summary proceedings" inadequate: resolution accordingly three days after issue of writ by solicitors: ratification [Warwick Rural District Council v. Miller-Read (Ch. D., C.A.)], 707, 1124.

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Rateable occupation: art gallery: exclusion of public from part of hereditament: whether any beneficial occupation [Kingston-upon-Hull Corporation v. Clayton (Valuation Officer) (H.L.)], 630.

Rateable occupation: public park: exemption: park owned by corporation: dedication to public [Blake (Valuation Officer) v. Hendon Corporation (C.A.)], 666.

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Practice: pleadings: amendment: amendment agreed after summons for directions: whether separate application necessary [In re Reinforcement Conference Members' Application (R.P. Ct.)], 591.

Restriction: whether contrary to public interest: newspaper distribution: restriction on newsagents: permits for entrants to newsagency trade [In re Newspaper Proprietors' Association's Agreement (R.P. Ct.)], 667.

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Estate duty: Canadian settlement: absolute interest subject to two life interests: duty on first death not paid by second life tenant: whether permissible deduction from estate of second life tenant [In re Latham; Inland Revenue Commissioners v. Latham (Ch. D.)], 968.

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Estate duty: "surviving spouse" exemption: derivative settlement: duty paid on death of first life tenant: subsequent settlement of limited interests in settled estates: passing of limited interests on death: whether deceased competent to dispose of settled estates: whether claim for duty "in respect of" settled estates [Coutts & Co. v. Inland Revenue Commissioners (Ch. D.)], 887.

Estate duty: valuation: shares: "contingent liabilities": control of company by deceased: company in receipt of capital allowance in respect of assets leaving expenditure unallowed: sale by company of assets after death of deceased giving rise to balancing charges: balancing charges

Revenue (continued):

resulting in additional assessments to income tax and profits tax: whether "contingent liabilities" [In re Sutherland; Winter v. Inland Revenue Commissioners (H.L.)], 929.

Excess profits tax: electricity companies' undertaking vested in board: undischarged liability for excess profits tax: deferred repairs executed by board: whether expenses deductible [North of Scotland Hydro-Electric Board v. Inland Revenue Commissioners (H.L.)], 706.

Income tax: "adventure in the nature of trade": sales of stills by taxpayer to companies under his control: jurisdiction of court to reject Commissioners' finding of fact [Jenkinson (Inspector of Taxes) v. Freedland (C.A.)], 609.

Income tax: employment: living accommodation provided: employee required to live in house provided by employers: provision by employers of coal, electricity and services of gardener: whether expense "incurred in or in connection with the provision of living accommodation" [Butter (Inspector of Taxes) v. Bennett (Ch. D.)], 1126.

Income tax: expenses: bank manager: club subscriptions: whether "wholly, exclusively and necessarily" laid out in performance of duties [Brown v. Bullock (Inspector of Taxes) (C.A.)], 587.

Income tax: expenses: flat: export sales supervisor employed by company: provision of flat by company: rent of flat: whether emolument: whether "wholly, exclusively and necessarily" laid out in performance of duties [McKie (Inspector of Taxes) v. Warner (Ch. D.)], 631.

Income tax: expenses: medical specialists: part-time appointments under Sched. E: one profession: whether all professional expenses deductible under Sched. D [Mitchell (Inspector of Taxes) v. Ross; Same v. Hirtenstein; Same v. Marshall; Taylor-Gooby (Inspector of Taxes) v. Tarneby; Same v. Drew (H.L.)], 608.

Income tax: share-dealing transactions: trading loss claim for rebate on paper transactions [Johnson v. Jewitt (Inspector of Taxes) (C.A.)], 987.

Profits tax: business changed: accounting period: trading company changed to investment company: no dealing in investments for three months: distribution made in interval: date from which investment business "carried on": "last chargeable accounting period": whether distribution made in chargeable accounting period [E.Y.L. Trading Co., Ltd. v. Inland Revenue Commissioners (Ch. D.)], 1125.



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Revenue (continued):

Profits tax: distribution charge: company reconstruction: election under Finance Act, 1947, s. 36 (4): transferor company becoming holding company: assets exceeding paid-up capital on subsequent winding up: whether distribution charge on transferor company competent [Inland Revenue Commissioners v. J. B. Hodge & Co. (Glasgow), Ltd. (H.L.)], 681.

Purchase Tax Regulations, 1945, reg. 12, *ultra vires*: sum assessed deemed to be sum due: signature of demand by assistant secretary [Commissioners of Customs and Excise v. Cure & Deely, Ltd. (Q.B.D.)], 708.

Stamp duty: conveyance or transfer on sale: exchange or conveyance on sale: deed entitled "deed of exchange": whether lease is a "conveyance" [Littlewoods Mail Order Stores, Ltd. v. Inland Revenue Commissioners (C.A.)], 682.

Stamp duty: conveyance or transfer on sale: transfer of stock on conditional offer: acquisition of dissenting shareholder's stock: whether transfers on sale [Ridge Nominees, Ltd. v. Inland Revenue Commissioners (C.A.)], 967.

Stamp duty: security: contract for sale: supplemental guarantee by bank: contract not a primary document: whether guarantee "primary security" [Henry Ansbacher & Co. v. Inland Revenue Commissioners (C.A.)], 609.

Surtax: company: subsidiary company: sale of shares three days before end of accounting period: shares sold to two companies: direction that company's income be treated as original members' income: apportionment of income on time basis [C.H. Co. (Huddersfield), Ltd. v. Inland Revenue Commissioners; Spencer v. Same; Garside v. Same (Ch. D.)], 912.

Road traffic:

Dangerous driving: driving in excess of speed limit: whether automatically dangerous [Tribe v. Jones (Q.B.D.)], 931.

Duty to give information as to identity of driver: driver alleged to be guilty of parking offence refusing to identify herself: "any other person" under duty by Road Traffic Act, 1960, s. 232 (2) (b), includes driver [Bingham v. Bruce (Q.B.D.)], 1086.

Goods vehicle: application for "A" licence: contract "A" licence-holders' desire to enter into trunking system: application for "A" licence supported by customer: view of licensing authority that not in customer's best interests: whether a ground for refusing licence [Arnold Transport (Rochester), Ltd. v. British Transport Commission (C.A.)], 1104.

Licence: driving under age: "heavy motor car": articulated vehicle: tractive unit and trailer: whether one complete vehicle [Moscrop and Wills v. Blair (Q.B.D.)], 950.

Licence: goods vehicle: application for "A" licence: switch of "C" licence vehicles from private company to subsidiary: desire to increase carrying capacity for return loads: undertaking to carry only goods of parent company on outward journey [Merchandise Transport, Ltd. v. British Transport Commission (C.A.)], 1104.

Negligence: car passengers' liability: joyride by youths in car: driver agent of passengers: joint and several liability of passengers for negligent driving [Scarsbrook v. Mason (Q.B.D.)], 889.

Negligence: collision: driving in thick fog: accidental deviation from own side of road [Dickens v. Kay-Green (C.A.)], 949.

Notice of intended prosecution: service: driver in hospital: notice sent to driver's home address and taken in by his wife [Hosier v. Goodall (Q.B.D.)], 1085.

Parking: unnecessary obstruction: five cars

parked by garage company in street

designated as parking place [W. R. Anderson (Motors), Ltd. v. Hargreaves (Q.B.D.)], 1127.

Road traffic (continued):

Parking (London): restricted street: car left outside home for five minutes [Clifford-Turner v. Waterman (Q.B.D.)], 932.

Sale of goods:

C.I.F.: implied term: fitness for purpose: merchantable quality: failure to prove that potatoes not fit to travel when loaded [Mash & Murrell, Ltd. v. Joseph I. Emanuel, Ltd. (C.A.)], 1007.

Exemption clause: description, sale by: goods not corresponding to description and sample: breach going to root of contract: seller not protected by exemption clause [Boshali v. Allied Commercial Exporters, Ltd. (P.C.)], 987.

Settled land:

Tenant for life: powers: leasing, statutory powers of: executory agreement to grant leases comprising settled and non-settled land: whether within powers [In re Rycroft's Settlements; Rycroft v. Rycroft (Ch. D.)], 649.

Settlement:

Construction: children: "male issue": "male descendants": meaning [In re Du Cros' Settlement Trusts; Du Cros Family Trustee Co., Ltd. v. Du Cros (Ch. D.)], 630.

Shipping:

Bill of lading: receipt, as: short delivery: bill of lading *prima facie* evidence of receipt of goods by carrier: rebuttal [A.G. of Ceylon v. Scindia Steam Navigation Co., Ltd., India (P.C.)], 865.

Limitation of liability: wreck raising: wreck-raising expenses payable by sunken vessel to harbour authority: whether "damage to" vessel includes more than physical damage: whether "loss or damage . . . to property or rights": right of vessel at fault to limit liability for damages in respect of expenses [The *Arabert* (P.D.A.)], 684.

London Lighterage Clause: seaworthiness: exemption from liability for loss or damage due to unseaworthiness: proviso that unseaworthy barge not "recklessly" supplied: barge hired by suppliers from reputable owners [Shawinigan, Ltd. v. Vokins Co., Ltd. (Q.B.D.)], 588.

Solicitor:

Negligence: annuity purchased for elderly sick client: death of client from inoperable cancer: action for damages by her administrator [Dunn v. Fair, Blizard, Barnes & Stowe (Q.B.D.)], 932.

Preparation of case: evidence: sufficient evidence on material issue: fresh evidence required to contradict witness for other side: whether duty to make further inquiries before trial: whether solicitor acted with reasonable diligence [Crook v. Derbyshire (C.A.)], 866.

Town and country planning:

Building preservation order: "special architectural or historic interest": houses forming part of square: relevance of surroundings [Iveagh v. Minister of Housing and Local Government (Q.B.D.)], 724.

Certificate of appropriate alternative development: confirmation by Minister: Minister's reasons differing from those contained in certificate: whether applicant's interest prejudiced [Parrish v. Minister of Housing and Local Government (Q.B.D.)], 708.

Development: material change of use: site used for smelting scrap metal: proposed use for reception and sorting of scrap metal: appeal from Minister's decision that planning permission necessary [George Cohen 600 Group, Ltd. v. Minister of Housing and Local Government (Q.B.D.)], 611.

Planning permission: delay by planning authority: enforcement notice to discontinue use: application for planning

Town and country planning (continued):

permission after service of notice: notice of refusal of planning permission not served until two years later: whether valid [Edwick v. Sunbury-on-Thames Urban District Council (Q.B.D.)], 724.

Purchase notice: notice to corporation to purchase house on ground that it was within area of "land allocated by a development plan for the purposes of any functions" of a local authority: area reserved under development plan for residential redevelopment: Lands Tribunal's "finding" that in practice corporation must exercise statutory powers over whole area [Bolton Corporation v. Owen (C.A.)], 1105.

Trade union:

Expulsion: right of action: charges and conviction of offences against specified union rules: no charge in respect of rule under which expulsion ordered [Annamuthodo v. Oilfield Workers' Trade Union (P.C.)], 706.

Trusts:

Variation: Act of 1958: investment powers: application to extend: effect of Trustee Investments Act, 1961: whether special circumstances [In re Cooper's Settlement; Cooper v. Cooper (Ch. D.)], 887.

Variation: Act of 1958: investment powers: application to extend: effect of Trustee Investments Act, 1961: whether special circumstances [In re Porritt's Will Trusts (Ch. D.)], 931.

Variation: Act of 1958: investment powers: application to extend: effect of Trustee Investments Act, 1961: whether special circumstances: meaning of "blue chip" [In re Kolt's Will Trusts; Lloyds Bank, Ltd. v. Ullman (Ch. D.)], 888.

Variation: Act of 1958: investment powers: trust imposing quantitative limitation and dividend history requirement: application for abolition: power to invest whole fund in equities: substitution of Trustee Investments Act, 1961, limitations *qua* equities [In re Clarke's Will Trusts (Ch. D.)], 1085.

Undue influence:

Fiduciary relationship: engaged couple: deed benefiting male fiancé: significance not explained: whether presumption of undue influence: onus of proof [Zamet v. Hyman (C.A.)], 911.

Vendor and purchaser:

Contract: memorandum: description of parties: signature: receipt for deposit signed by estate agents without naming vendor: whether sufficient memorandum [Davies v. Sweet (C.A.)], 1083.

West Africa:

Gold Coast: land, vacant: possession, proof of: intention to retain: active steps in relation to land unnecessary: trespass [Wuta-Ofei v. Danquah (P.C.)], 806.

Will:

Codicil: reference to prior unexecuted will: power of court to alter codicil [In re Montgomerie (P.D.A.)], 709.

Construction: date of vesting: direction to realise and divide residue: gift of share to "any national appeal which may exist . . . when the residue of my estate is realised": no power to postpone realisation: whether gift void for perpetuity [In re Petrie (C.A.)], 966.

Execution: attesting witnesses untraced: proof of due execution [In the Estate of Lemon; Winwood v. Lemon (P.D.A.)], 1107.

Signature: acknowledgment: signature by testator before arrival of witnesses: body of will and part of signature concealed by sheet of paper: whether sufficient acknowledgment of signature [In the Estate of Glass; Hosking v. Hutchings (P.D.A.)], 612.

STATUTES

ENACTED IN PARLIAMENT, 1961 (JULY TO DECEMBER)

9 & 10 Eliz. 2

CHAPTER 36

FINANCE ACT, 1961

An Act to grant certain duties, to alter other duties, and to amend the law relating to the National Debt and the Public Revenue, and to make further provision in connection with Finance.

[19th July, 1961.]

CHAPTER 37

SMALL ESTATES (REPRESENTATION) ACT, 1961

An Act to amend the law relating to applications for grants of representation in the case of small estates.

[19th July, 1961.]

CHAPTER 38

COURT OF CHANCERY OF LANCASTER (AMENDMENT) ACT, 1961

An Act to amend the Court of Chancery of Lancaster Act, 1952.

[19th July, 1961.]

CHAPTER 39

CRIMINAL JUSTICE ACT, 1961

An Act to amend the law with respect to the powers of courts in respect of young offenders; to make further provision as to the treatment of prisoners and other persons committed to custody, including provision for their supervision after discharge, and the management of prisons, approved schools and other institutions; to re-enact with modifications and additions certain statutory provisions relating to the removal, return and supervision of prisoners within the British Islands; and for purposes connected with the matters aforesaid.

[19th July, 1961.]

CHAPTER 40

CONSUMER PROTECTION ACT, 1961

An Act to make provision for the protection of consumers.

[19th July, 1961.]

CHAPTER 41

FLOOD PREVENTION (SCOTLAND) ACT, 1961

An Act to enable the councils of counties and burghs in Scotland to take measures for the prevention or mitigation of flooding of non-agricultural land in their areas; and for purposes connected with the matter aforesaid.

[19th July, 1961.]

CHAPTER 42

SHERIFFS' PENSIONS (SCOTLAND) ACT, 1961

An Act to amend the law with respect to the pensions attributable to the office of sheriff and salaried sheriff-substitute, to regulate the age of retirement from such offices, and to regulate the time at which payment may be made of those pensions and of the salaries attaching to the said offices.

[19th July, 1961.]

CHAPTER 43

PUBLIC AUTHORITIES (ALLOWANCES) ACT, 1961

An Act to provide for the amendment of the conditions giving entitlement to payment of certain allowances to members of bodies to which Part VI of the Local Government Act, 1948, applies, and to members of certain bodies constituted under the National Health Service Act, 1946, and the National Health Service (Scotland) Act, 1947, and to payment of travelling allowances to justices of the peace and members of probation and other committees constituted under the Criminal Justice Act, 1948; and for matters connected therewith.

[19th July, 1961.]

CHAPTER 44

BARRISTERS (QUALIFICATION FOR OFFICE) ACT, 1961

An Act to make provision with respect to the qualification for office of barristers who have been solicitors, and for purposes connected therewith.

[19th July, 1961.]

CHAPTER 45

RATING AND VALUATION ACT, 1961

An Act to amend the law with respect to the valuation of property for the purposes of rates and with respect to the making and collection of rates.

[27th July, 1961.]

CHAPTER 46

COMPANIES (FLOATING CHARGES) (SCOTLAND) ACT, 1961

An Act to amend the law of Scotland so as to empower companies to give security by way of floating charges; and for purposes connected therewith.

[27th July, 1961.]

CHAPTER 47

MOCK AUCTIONS ACT, 1961

An Act to prohibit certain practices in relation to sales purporting to be sales by auction.

[27th July, 1961.]

CHAPTER 48

LAND DRAINAGE ACT, 1961

An Act to enable river boards and catchment boards to raise drainage charges for the purpose of meeting part of their expenses; and to make further provision relating to the drainage of land and to drainage boards.

[27th July, 1961.]

CHAPTER 49

COVENT GARDEN MARKET ACT, 1961

An Act to establish a Covent Garden Market Authority and vest in them lands in the parish of Saint Paul, Covent Garden, and chattels the property of Covent Garden Market Limited; to make provision for the conduct in, and adjacent to, Covent Garden, under the control of the Covent Garden Market Authority, of activities relating to the dealing in bulk in horticultural produce; and to make provision with respect to matters arising out of the matters aforesaid.

[27th July, 1961.]



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CHAPTER 50**RIVERS (PREVENTION OF POLLUTION) ACT, 1961**

An Act to make further provision for maintaining or restoring the wholesomeness of the rivers and other inland or coastal waters of England and Wales.
[27th July, 1961.]

CHAPTER 51**POLICE FEDERATION ACT, 1961**

An Act to amend the law relating to the Police Federation.
[27th July, 1961.]

CHAPTER 52**ARMY AND AIR FORCE ACT, 1961**

An Act to continue, and amend, the Army Act, 1955, and the Air Force Act, 1955; to amend the Courts-Martial (Appeals) Act, 1951; to validate the employment of British protected persons in certain military and air forces; and for purposes connected with the matters aforesaid.
[27th July, 1961.]

CHAPTER 53**NORTH ATLANTIC SHIPPING ACT, 1961**

An Act to enable the Minister of Transport to make advances to Cunard White Star Limited in connection with the construction of a large vessel for the North Atlantic shipping trade, and to enter into agreements with them concerning insurance risks connected with such a vessel.
[27th July, 1961.]

CHAPTER 54**HUMAN TISSUE ACT, 1961**

An Act to make provision with respect to the use of parts of bodies of deceased persons for therapeutic purposes and purposes of medical education and research and with respect to the circumstances in which post-mortem examinations may be carried out; and to permit the cremation of bodies removed for anatomical examination.
[27th July, 1961.]

CHAPTER 55**CROWN ESTATE ACT, 1961**

An Act to make new provision in place of the Crown Lands Acts, 1829 to 1936, as to the powers exercisable by the Crown Estate Commissioners for the management of the Crown Estate, to transfer to the management of the Minister of Works certain land of the Crown Estate in Regent's Park, and extend or clarify the powers of that Minister in Regent's Park, to amend the Forestry (Transfer of Woods) Act, 1923, as it affects the Crown Estate, to amend the law as to escheated land, and for purposes connected therewith.
[27th July, 1961.]

CHAPTER 56**CREDIT-SALE AGREEMENTS (SCOTLAND) ACT, 1961**

An Act to extend to Scotland sections one and three of the Hire-Purchase Act, 1938.
[27th July, 1961.]

CHAPTER 57**TRUSTS (SCOTLAND) ACT, 1961**

An Act to amend the law of Scotland relating to trusts.
[27th July, 1961.]

CHAPTER 58**CROFTERS (SCOTLAND) ACT, 1961**

An Act to make fresh provision with respect to the reorganisation, development and regulation of crofting in the crofting counties of Scotland; to authorise the making of grants and loans for the development of agricultural production on crofts and on holdings comparable in value and extent to crofts; and for purposes connected with the matters aforesaid.
[27th July, 1961.]

10 Eliz. 2

CHAPTER 1**TANGANYIKA INDEPENDENCE ACT, 1961**

An Act to make provision for, and in connection with, the attainment by Tanganyika of fully responsible status within the Commonwealth.
[22nd November, 1961.]

CHAPTER 2**SOUTHERN RHODESIA (CONSTITUTION) ACT, 1961**

An Act to provide for the grant of a new constitution for Southern Rhodesia.
[22nd November, 1961.]

CHAPTER 3**EXPORT GUARANTEES ACT, 1961**

An Act to increase the limit imposed by section two of the Export Guarantees Act, 1949, as amended by any subsequent enactment, on the liabilities which may be undertaken by the Board of Trade in respect of guarantees under that section and certain other transactions under the Export Guarantees Acts, 1949 to 1959.
[20th December, 1961.]

CHAPTER 4**EXPIRING LAWS CONTINUANCE ACT, 1961**

An Act to continue certain expiring laws.
[20th December, 1961.]

CHAPTER 59**APPROPRIATION ACT, 1961**

An Act to apply a sum out of the Consolidated Fund to the service of the year ending on the thirty-first day of March, one thousand nine hundred and sixty-two, and to appropriate the supplies granted in this Session of Parliament.
[3rd August, 1961.]

CHAPTER 60**SUICIDE ACT, 1961**

An Act to amend the law of England and Wales relating to suicide, and for purposes connected therewith.
[3rd August, 1961.]

CHAPTER 61**LICENSING ACT, 1961**

An Act to amend the Licensing Act, 1953, to make further provision about the sale and supply of intoxicating liquor and about licensed premises, and for purposes connected therewith.
[3rd August, 1961.]

CHAPTER 62**TRUSTEE INVESTMENTS ACT, 1961**

An Act to make fresh provision with respect to investment by trustees and persons having the investment powers of trustees, and by local authorities, and for purposes connected therewith.
[3rd August, 1961.]

CHAPTER 63**HIGHWAYS (MISCELLANEOUS PROVISIONS) ACT, 1961**

An Act to make certain amendments to the law relating to highways, streets and bridges in England and Wales.
[3rd August, 1961.]

CHAPTER 64**PUBLIC HEALTH ACT, 1961**

An Act to amend the provisions of the Public Health Act, 1936, relating to building byelaws, to make such amendments of the law relating to public health and the functions of county councils and other local authorities as are commonly made in local Acts, to amend the law relating to trade effluents and to amend section two hundred and forty-nine of the said Act of 1936.
[3rd August, 1961.]

CHAPTER 65**HOUSING ACT, 1961**

An Act to make further arrangements for the giving of financial assistance for the provision of housing accommodation, to confer further powers on local authorities as regards houses let in lodgings or occupied by more than one family, and houses or other buildings affected by clearance orders and demolition orders, to amend section five of the Rent Act, 1957, by allowing a greater increase in the permitted rent for improvements, to alter the circumstances in which improvement grants and standard grants may be made under Part II of the Housing (Financial Provisions) Act, 1958, and the Housing and House Purchase Act, 1959, to amend the law with respect to repairing obligations in short tenancies of dwelling-houses, and to amend the Town Development Act, 1952, as regards development carried out wholly or partly in a county borough and as regards the assistance which may be given by a county council for town development; and for purposes connected with any of those matters.
[24th October, 1961.]

10 Eliz. 2

CHAPTER 5**COAL INDUSTRY ACT, 1961**

An Act to make provision until the end of the year nineteen hundred and sixty-two for financing any accumulated revenue deficit of the National Coal Board.
[20th December, 1961.]

CHAPTER 6**FAMILY ALLOWANCES AND NATIONAL INSURANCE ACT, 1961**

An Act to improve and extend the allowances payable out of the Industrial Injuries Fund in respect of injury or disease arising out of pre-1948 employment; to amend the National Insurance (Industrial Injuries) Acts, 1946 to 1960, and the National Insurance Acts, 1946 to 1960, as regards the circumstances giving a right to or affecting the continuance or rate of certain benefits, as regards the references in certain provisions relating to contributions to an income not exceeding one hundred and fifty-six pounds a year or to remuneration not exceeding sixty shillings a week, and as regards matters connected with the administration of the Acts and the making and operation of orders and regulations thereunder; to make further provision as to sums wrongly paid by way of benefit under those Acts or by way of family allowance; to alter the meaning in those Acts and the Family Allowances Acts, 1945 to 1959, of the word "child"; to provide for certain expenses of the Minister of Pensions and National Insurance; and for purposes connected therewith.
[20th December, 1961.]

